

**STATE OF SOUTH CAROLINA**  
**BEFORE THE SOUTH CAROLINA PUBLIC SERVICE COMMISSION**  
**DOCKET NO. 2004-002-E**

IN THE MATTER OF:	)	
	)	
South Carolina Electric & Gas	)	PETITION TO
Annual Review of Base Rates for	)	INTERVENE
Fuel Costs	)	
_____	)	

Elliott F. Elam, Jr., Acting Consumer Advocate for the State of South Carolina (Consumer Advocate), respectfully petitions the South Carolina Public Service Commission (Commission) for the permission to intervene in Docket No. 2004-002-E and states:

1. S.C. Code Ann. §58-27-865 (Supp. 2000) establishes a procedure for annual fuel hearings to allow the Commission and all interested parties the review the fuel purchasing practices and policies of South Carolina Electric & Gas Company (Company or SCE&G) and for the Commission to determine if any adjustment in the fuel cost recovery mechanism is necessary and reasonable.

2. The Commission has assigned Docket No. 2004-002-E to this matter and scheduled a public hearing for April 21, 2004.

3. Elliott F. Elam, Jr. is the duly appointed and qualified Acting Consumer Advocate for the State of South Carolina. Pursuant to S.C. Code Ann. § 37-6-604 (2002), the Consumer Advocate has the discretionary duty to provide legal representation of the consumer interest before

state regulatory agencies when such agencies undertake to fix rates or prices for consumer products or services or to enact regulations or establish policies related thereto. In that capacity, the Consumer Advocate petitions to intervene as a formal party of record in the proceedings before the Commission in the above referenced matter.

4. The Consumer Advocate's position in this proceeding is to ensure that (a) the Company's fuel purchasing practices are reasonable, (b) the fuel costs during the past year and the projected fuel costs for the next year are prudent and appropriate, (c) only the fuel portion of the purchased power costs are recovered, and (d) the resulting fuel factor is reasonable.

**WHEREFORE**, the Consumer Advocate, in order to represent the consumer interest of the State of South Carolina, requests:

(a) that this Commission grant the Consumer Advocate permission to intervene as a formal party of record in this proceeding , and on behalf of the consumers of the State of South Carolina;

(3) that he be provided a copy of all testimony and exhibits filed by all parties of record in Docket No. 2004-002-E; and

(4) that he be provided a copy of any and all studies, reports, and data requests made by the Commission Staff in Docket No. 2004-002-E.

Respectfully submitted:

Elliott F. Elam, Jr.  
Acting Consumer Advocate

Hana Pokorna-Williamson  
Staff Attorney

BY:

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SC Dept. of Consumer Affairs  
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December 4, 2003  
Columbia, South Carolina

## **CERTIFICATE OF MAILING**

This is to certify that I, Hana Pokorna-Williamson, on behalf of Elliott F. Elam, Jr., Acting Consumer Advocate for the State of South Carolina, have served a copy of the foregoing Petition to Intervene on the persons named below, at the addresses set forth, by first class mail, this 4th day of December, 2004.

Catherine D. Taylor  
Associate General Counsel  
SCANA Corporation  
1426 Main Street, Mail Code 1062175  
Columbia, SC 29201

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Columbia, South Carolina